

ARBITRATION

Convention signed at Washington May 2, 1908

Senate advice and consent to ratification May 6, 1908

Ratified by Sweden June 13, 1908

Ratified by the President of the United States July 6, 1908

Ratifications exchanged at Washington August 18, 1908

Entered into force August 18, 1908

Proclaimed by the President of the United States September 1, 1908

*Extended by agreement of June 28, 1913*¹

Expired August 18, 1918

35 Stat. 2047; Treaty Series 508

The President of the United States of America and His Majesty the King of Sweden desiring in pursuance of the principles set forth in articles 15–19 of the Convention for the pacific settlement of international disputes, signed at The Hague July 29, 1899,² to enter into negotiations for the conclusion of an Arbitration Convention, have named as their Plenipotentiaries to wit:

The President of the United States of America, Elihu Root, Secretary of State of the United States of America; and

His Majesty the King of Sweden, W. A. F. Ekengren, His Chargé d’Affaires ad interim at Washington;

who, after having communicated to one another their full powers, found in good and due form, have agreed upon the following articles:

ARTICLE I

Differences which may arise of a legal nature or relating to the interpretation of treaties existing between the two Contracting Parties and which it may not have been possible to settle by diplomacy, shall be referred to the Permanent Court of Arbitration established at The Hague by the Convention of the 29th July, 1899, provided, nevertheless, that they do not affect the vital interests, the independence, or the honor of the two Contracting States, and do not concern the interests of third Parties.

¹ TS 585, *post*, p. 739.

² TS 392, *ante*, vol. 1, p. 230.

ARTICLE II

In each individual case the High Contracting Parties, before appealing to the Permanent Court of Arbitration, shall conclude a special Agreement defining clearly the matter in dispute, the scope of the powers of the Arbitrators, and the periods to be fixed for the formation of the Arbitral Tribunal and the several stages of the procedure. It is understood that on the part of the United States such special agreements will be made by the President of the United States, by and with the advice and consent of the Senate thereof, and on the part of Sweden by the King in such forms and conditions as He may find requisite or appropriate.

ARTICLE III

The present Convention shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof; and by His Majesty the King of Sweden. The ratifications shall be exchanged at Washington as soon as possible, and the Convention shall take effect on the day of the exchange of its ratifications.

ARTICLE IV

The present Convention is concluded for a period of five years, dating from the day of the exchange of its ratifications.

Done in duplicate at the City of Washington, in the English and French languages, this second day of May, 1908.

ELIHU ROOT [SEAL]

W. A. F. EKENGREN [SEAL]